

Introduced by Senator Wieckowski

February 10, 2016

An act to amend Sections 21655.7 and 22500 of the Vehicle Code, relating to vehicles.

LEGISLATIVE COUNSEL'S DIGEST

SB 998, as introduced, Wieckowski. Vehicles: mass transit guideways.

Existing law makes it unlawful for a person to stop or park a motor vehicle in specified places, including an area designated as a fire lane by the fire department or fire district, as specified. A violation of these provisions is an infraction.

Existing law authorizes a local authority to permit a portion of the highway under its jurisdiction to be used exclusively for a public mass transit guideway.

This bill would prohibit a person from operating a motor vehicle, or stopping, parking, or leaving a vehicle standing, on a public mass transit guideway, subject to specified exceptions. Because a violation of these provisions would be a crime, this bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: yes.

The people of the State of California do enact as follows:

SECTION 1. Section 21655.7 of the Vehicle Code is amended to read:

21655.7. (a) A local authority, with respect to any highway under its jurisdiction, may authorize or permit a portion of the highway to be used exclusively for a public mass transit guideway.

(b) *A person shall not operate a motor vehicle on a portion of a highway designated by local authority to be exclusively used as a public mass transit guideway, except when necessary to avoid conflict with other traffic or in compliance with the directions of a peace officer or official traffic control device.*

SEC. 2. Section 22500 of the Vehicle Code is amended to read:

22500. ~~No~~A person shall *not* stop, park, or leave standing any vehicle whether attended or unattended, except when necessary to avoid conflict with other traffic or in compliance with the directions of a peace officer or official traffic control device, in any of the following places:

(a) Within an intersection, except adjacent to curbs as may be permitted by local ordinance.

(b) On a crosswalk, except that a bus engaged as a common carrier or a taxicab may stop in an unmarked crosswalk to load or unload passengers when authorized by the legislative body of ~~any~~ a city pursuant to an ordinance.

(c) Between a safety zone and the adjacent right-hand curb or within the area between the zone and the curb as may be indicated by a sign or red paint on the curb, which sign or paint was erected or placed by local authorities pursuant to an ordinance.

(d) Within 15 feet of the driveway entrance to ~~any~~ a fire station. This subdivision does not apply to any vehicle owned or operated by a fire department and clearly marked as a fire department vehicle.

(e) (1) In front of a public or private driveway, except that a bus engaged as a common carrier, schoolbus, or a taxicab may stop to load or unload passengers when authorized by local authorities pursuant to an ordinance.

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(2) In unincorporated territory, where the entrance of a private road or driveway is not delineated by an opening in a curb or by other curb construction, so much of the surface of the ground as

1 is paved, surfaced, or otherwise plainly marked by vehicle use as
2 a private road or driveway entrance, shall constitute a driveway.

3 (f) On ~~any~~ a portion of a sidewalk, or with the body of the
4 vehicle extending over ~~any~~ a portion of a sidewalk, except electric
5 carts when authorized by local ordinance, as specified in Section
6 21114.5. Lights, mirrors, or devices that are required to be mounted
7 upon a vehicle under this code may extend from the body of the
8 vehicle over the sidewalk to a distance of not more than 10 inches.

9 (g) Alongside or opposite ~~any~~ a street or highway excavation
10 or obstruction when stopping, standing, or parking would obstruct
11 traffic.

12 (h) On the roadway side of ~~any~~ a vehicle stopped, parked, or
13 standing at the curb or edge of a highway, except for a schoolbus
14 when stopped to load or unload pupils in a business or residence
15 district where the speed limit is 25 miles per hour or less.

16 (i) Except as provided under Section 22500.5, alongside curb
17 space authorized for the loading and unloading of passengers of a
18 bus engaged as a common carrier in local transportation when
19 indicated by a sign or red paint on the curb erected or painted by
20 local authorities pursuant to an ordinance.

21 (j) In a tube or tunnel, except vehicles of the authorities in
22 charge, being used in the repair, maintenance, or inspection of the
23 facility.

24 (k) Upon a bridge, except vehicles of the authorities in charge,
25 being used in the repair, maintenance, or inspection of the facility,
26 and except that buses engaged as a common carrier in local
27 transportation may stop to load or unload passengers upon a bridge
28 where sidewalks are provided, when authorized by local authorities
29 pursuant to an ordinance, and except that local authorities pursuant
30 to an ordinance or the Department of Transportation pursuant to
31 an order, within their respective jurisdictions, may permit parking
32 on bridges having sidewalks and shoulders of sufficient width to
33 permit parking without interfering with the normal movement of
34 traffic on the roadway. Local authorities, by ordinance or
35 resolution, may permit parking on these bridges on state highways
36 in their respective jurisdictions if the ordinance or resolution is
37 first approved in writing by the Department of Transportation.
38 Parking shall not be permitted unless there are signs in place, as
39 may be necessary, to indicate the provisions of local ordinances
40 or the order of the Department of Transportation.

1 (l) In front of or upon that portion of a curb that has been cut
2 down, lowered, or constructed to provide wheelchair accessibility
3 to the sidewalk.

4 (m) *In a portion of a highway under the jurisdiction of a local*
5 *authority that has been designated by that authority to be used*
6 *exclusively for a public mass transit guideway pursuant to Section*
7 *21655.7.*

8 SEC. 3. No reimbursement is required by this act pursuant to
9 Section 6 of Article XIII B of the California Constitution because
10 the only costs that may be incurred by a local agency or school
11 district will be incurred because this act creates a new crime or
12 infraction, eliminates a crime or infraction, or changes the penalty
13 for a crime or infraction, within the meaning of Section 17556 of
14 the Government Code, or changes the definition of a crime within
15 the meaning of Section 6 of Article XIII B of the California
16 Constitution.